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AMENDMENT OF RESTRICTIVE COVENANT
FOR
ZONING CASE NO. C14-82-121

Owner: 19th and West, Ltd., a Texas limited partnership

Address: 912 West MLK Jr. Boulevard, Austin, Texas 78705

City: The City of Austin, a home-rule city, municipal corporation and political subdivision of the State of Texas, in Travis County, Texas.

City Council: The City Council of the City of Austin

Consideration: Ten and No/100 Dollars (\$10.00) and other good and valuable consideration paid by the Owner to the City of Austin, the receipt and sufficiency of which is acknowledged.

WHEREAS, Parkside Lodges of Texas, a Delaware corporation, as owner of all that certain property described in Zoning File No. C14-82-121, consisting of certain properties in the Eidson Addition of the City of Austin, Travis County (the "Original Property"), as more particularly described in the restrictive covenant recorded in the Real Property Records of Travis County, Texas, in Volume 11249, Page 872, (the "Restrictive Covenant"), imposed certain restrictions and covenants on the Original Property by the Restrictive Covenant of record.

WHEREAS, the Restrictive Covenant provided that the covenant could be modified, amended, or terminated by joint action of both (a) a majority of the members of the City Council of the City of Austin, and (b) by the owner(s) of the property at the time of such modification, amendment or termination.

WHEREAS, 19th and West, Ltd., a Texas limited partnership, is the current owner (the "Current Owner") of the property identified in the Restrictive Covenant as 805 W. Martin Luther King, Jr. Boulevard (the "805 Property"), a portion of the Original Property, on the date of this Amendment of Restrictive Covenant (the "Amendment") and desires to amend the Restrictive Covenant as to the 805 Property.

WHEREAS, the City Council and the Current Owner agree the Restrictive Covenant should be amended.

NOW, THEREFORE, for and in consideration of the premises and mutual promises, covenants, and agreement hereinafter set forth, the City of Austin and the Current Owner agree as follows:

1. Paragraph No. 3 is deleted in its entirety and its provisions are no longer applicable to or binding on the 805 Property.

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2. Except as expressly provided for in this Amendment, each and every one of the terms, conditions, and provisions of the Restrictive Covenant, as set forth in the Restrictive Covenant, shall continue in full force and effect on and after the effective date of this Amendment.
3. The City Manager, or her designee, shall execute, on behalf of the City, this Amendment of Restrictive Covenant for Zoning File No. C14-82-121, as authorized by the City Council of the City of Austin. The Amendment of Restrictive Covenant shall be filed in the Official Public Records of Travis County, Texas.

EXECUTED this the 2 day of November, 2005.

CURRENT OWNER:

**19th and West, Ltd.,
a Texas limited partnership**

By: SI Multifamily Development II, L.L.C.,
a Texas limited liability company,
its sole General Partner

By: B. Hale
Bill Hale, Authorized Agent
of the General Partner

CITY OF AUSTIN:

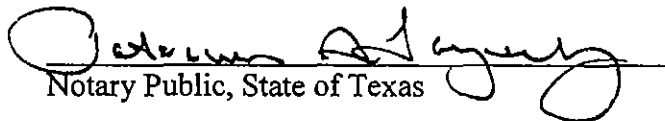
By: Laura J. Huffman
Laura J. Huffman,
Assistant City Manager,
City of Austin

THE STATE OF TEXAS

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COUNTY OF TRAVIS

This instrument was acknowledged before me on this the 2 day of November, 2005, by Bill Hale, as Authorized Agent of SI Multifamily Development II, L.L.C., a Texas limited liability company, General Partner, on behalf of 19th and West Ltd., a Texas limited partnership.


Notary Public, State of Texas

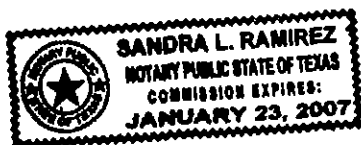


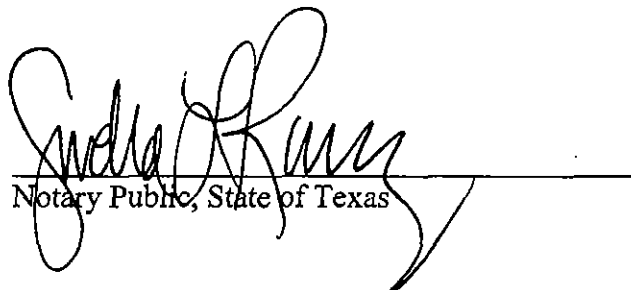
THE STATE OF TEXAS

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COUNTY OF TRAVIS

This instrument was acknowledged before me on this the 8 day of November, 2005, by Laura J. Huffman, as Assistant City Manager of the City of Austin, a municipal corporation, on behalf of said municipal corporation.




Notary Public, State of Texas

AFTER RECORDING RETURN TO:

City of Austin Law Department
P.O. Box 1088
Austin, Texas 78767
Attn: Diana Minter, Paralegal

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dana DeBeauvoir

2005 Nov 09 02:04 PM

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DANA DEBEAUVOIR COUNTY CLERK
TRAVIS COUNTY TEXAS